

<b>AMENDMENT OF SOLICITATION/MODIFICATION OF CONTRACT</b>		1. CONTRACT ID CODE		PAGE OF PAGES	
				1	3
2. AMENDMENT/MODIFICATION NO. A0002		3. EFFECTIVE DATE 04/03/2009		4. REQUISITION/PURCHASE REQ. NO.	
6. ISSUED BY U.S. DOT/RITA/Volpe Center 55 Broadway, RVP-31 Cambridge MA 02142-1001		CODE RVP-31		5. PROJECT NO. (If applicable)	
		7. ADMINISTERED BY (If other than Item 6) U.S.DOT/RITA/Volpe Center 55 Broadway, RVP-31 Cambridge MA 02142-1001		CODE RVP-31	
8. NAME AND ADDRESS OF CONTRACTOR (No., street, county, State and ZIP Code)		(x) 9A. AMENDMENT OF SOLICITATION NO. DTRT57-09-R-20008			
		x 9B. DATED (SEE ITEM 11) 03/13/2009			
		10A. MODIFICATION OF CONTRACT/ORDER NO.			
		10B. DATED (SEE ITEM 13)			
CODE		FACILITY CODE			
<b>11. THIS ITEM ONLY APPLIES TO AMENDMENTS OF SOLICITATIONS</b>					
<input checked="" type="checkbox"/> The above numbered solicitation is amended as set forth in Item 14. The hour and date specified for receipt of Offers <input type="checkbox"/> is extended. <input checked="" type="checkbox"/> is not extended. Offers must acknowledge receipt of this amendment prior to the hour and date specified in the solicitation or as amended, by one of the following methods: (a) By completing Items 8 and 15, and returning _____ copies of the amendment; (b) By acknowledging receipt of this amendment on each copy of the offer submitted; or (c) By separate letter or telegram which includes a reference to the solicitation and amendment numbers. FAILURE OF YOUR ACKNOWLEDGEMENT TO BE RECEIVED AT THE PLACE DESIGNATED FOR THE RECEIPT OF OFFERS PRIOR TO THE HOUR AND DATE SPECIFIED MAY RESULT IN REJECTION OF YOUR OFFER. If by virtue of this amendment you desire to change an offer already submitted, such change may be made by telegram or letter, provided each telegram or letter makes reference to the solicitation and this amendment, and is received prior to the opening hour and date specified.					
12. ACCOUNTING AND APPROPRIATION DATA (If required)					
<b>13. THIS ITEM ONLY APPLIES TO MODIFICATION OF CONTRACTS/ORDERS. IT MODIFIES THE CONTRACT/ORDER NO. AS DESCRIBED IN ITEM 14.</b>					
CHECK ONE	A. THIS CHANGE ORDER IS ISSUED PURSUANT TO: (Specify authority) THE CHANGES SET FORTH IN ITEM 14 ARE MADE IN THE CONTRACT ORDER NO. IN ITEM 10A.				
	B. THE ABOVE NUMBERED CONTRACT/ORDER IS MODIFIED TO REFLECT THE ADMINISTRATIVE CHANGES (such as changes in paying office, appropriation date, etc.) SET FORTH IN ITEM 14, PURSUANT TO THE AUTHORITY OF FAR 43.103(b).				
	C. THIS SUPPLEMENTAL AGREEMENT IS ENTERED INTO PURSUANT TO AUTHORITY OF:				
	D. OTHER (Specify type of modification and authority)				
<b>E. IMPORTANT:</b> Contractor <input type="checkbox"/> is not, <input type="checkbox"/> is required to sign this document and return _____ copies to the issuing office.					
14. DESCRIPTION OF AMENDMENT/MODIFICATION (Organized by UCF section headings, including solicitation/contract subject matter where feasible.)					

See the attached continuation sheets for details.

Except as provided herein, all terms and conditions of the document referenced in Item 9A or 10A, as heretofore changed, remains unchanged and in full force and effect.

15A. NAME AND TITLE OF SIGNER (Type or print)		16A. NAME AND TITLE OF CONTRACTING OFFICER (Type or print)	
		Elizabeth A. Segal	
15B. CONTRACTOR/OFFEROR	15C. DATE SIGNED	16B. UNITED STATES OF AMERICA	16C. DATE SIGNED
_____ (Signature of person authorized to sign)		_____ (Signature of Contracting Officer)	

1. The purpose of this amendment is to revise parts of Section C, Section L, and Section M of the RFP.
2. Section C, Paragraph C.4.1, Construction, is hereby revised to read as follows:

#### **C.4.1 Construction**

The requirements related to construction activities will be described in individual awarded task orders. The Contractor shall perform all necessary actions to address specific requirements of the task order. The entire spectrum of FLS construction, upgrades, and retrofits applies. In general, work will take place in active ATCTs. Noise, odor, dust and security restrictions shall apply. Core drilling, welding, testing of fans, elevator recall, fire alarm, HVAC shutdown, notification appliances and other work disruptive to occupants will be prohibited during normal working hours (specific requirements shall be detailed in individual Task Orders), generally between 6:00 a.m. and 10:00 p.m., thus night work will be required as determined by the contract, the Resident Engineer and the FAA facility. Night work shall be identified in the individual task orders. Typically, small municipal airport upgrades can be performed during normal working hours. However, larger active towers typically require full night shift work schedules. Innovative construction processes will be considered and implemented when the innovative construction technologies offer the potential for comparable or superior performance or economy compared to demonstrated technologies. Innovative technologies may be defined as newly developed technologies or new applications of existing technologies that lack complete cost and performance data.

The Contractor shall be required to adhere to all appropriate laws, codes, regulations, and guidance and shall be required to perform all work in full compliance with applicable federal, state and local laws, codes, and regulations. The Contractor shall assure that all activities performed by its personnel, subcontractors and suppliers are executed as required by these laws and regulations. Any incident of noncompliance noted by the Contractor shall immediately be brought to the attention of the Contracting Officer (CO) by written notice. Nothing in this contract shall relieve the Contractor of their responsibility to comply with applicable laws and regulations. The General Contractor (GC) shall not be required to be GC-licensed at a specific state level unless local regulations and/or local AHJ require this (only applicable to non FAA-owned facilities). This will be addressed at the Task Order level.

3. Section L, Paragraph L.5.B.A., Technical Understanding, is hereby revised to read as follows:

#### **A. TECHNICAL UNDERSTANDING**

The Offeror shall submit a written discussion addressing their technical understanding to support the subject areas identified in the solicitation. In addition, each Offeror is required to explain the approach it would use to efficiently support work conducted in any US state, US territory, and/or US outlying area.

##### **Technical Understanding:**

- (1) Technical understanding of fire safety retrofit and construction tasks for air traffic control towers or similar facilities.
- (2) Technical understanding of application of fire safety codes.

**General Construction License:** The Offeror shall provide a copy of its General Construction (Contractor's License) if required in your state. Also, refer to Section C, Paragraph C.4.1 for contract requirements if a specific Volpe Center project involves work at any state or locally-owned facility (non FAA-owned). This submission shall not be considered as a technical evaluation factor for award. Those factors are stated in Section M of the Solicitation.

The total overall page limit for discussion of Technical Understanding is six (6) pages, exclusive of the General Construction License, if available.

4. Section L, Paragraph L.5.B.E., Relevant Work Samples, is hereby revised as follows:

Delete the fourth sentence in the first paragraph: "One paper copy of each sample is sufficient."

5. Section M, Paragraph M.2.B, Factors for Evaluation, Technical Understanding, is hereby revised to read as follows:

**M.2.B FACTORS FOR EVALUATION**

The factors for evaluation are:

Technical Understanding. Evaluation of this factor is to assess the Offeror's (1) technical understanding of fire safety retrofit and construction tasks for air traffic control towers or similar facilities, (2) technical understanding of application of fire safety codes. These two subfactors are of equal importance.

6. The due date for proposals remains unchanged at April 21, 2009, at 3:00 p.m. Eastern Time.

7. Please acknowledge receipt of this amendment with the submission of your proposal.

8. All other terms and conditions of the solicitation remain unchanged.